IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 1911 of 2006

VITTHAL SINGH
V/S
STATE & ANR.

Mr. P NAYAK, for the appellant / petitioner

Date of Order : 15.4.2006

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

Even according to Annex.4, such candidates, who appeared in the B.Ed/BSTC examinations were held eligible to appear in the examination of RPSC with the condition that they will have to produce the certificate about having obtained the academic qualification, before declaration of the result of RPSC.

The contention of the learned counsel is that the result of the petitioner happened to be withheld by the M.P.Board. The fact does remain that the petitioner is not in a position to claim that he has obtained the requisite academic qualification before the date even as stipulated by Annex.4, as admittedly, result of RPSC has already been declared.

In my view, in these circumstances, when admittedly the petitioner is not possessing the requisite academic qualification as on the cut off date, in view of

the judgments of Hon'ble Supreme Court in Harpal Kaur Chahal Vs. Director, Punjab Instructions, Punjab & Anr., reported in 1995 Supp(4) SCC 706, Ashok Kumar Sharma & Ors. Vs. Chander Shekhar & Anr., reported in 1997(4) SCC 18, and State of Uttar Pradesh Vs. Vijay Kumar Misra, reported in 2002 AIR SCW 2608, no relief can be granted to the petitioner.

The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

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